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Attorneys for Third-Party Defendant and  
Cross-Complainant  
INTERSTATE FIRE & CASUALTY COMPANY

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
(San Francisco)

SIERRA BAY CONTRACTORS, INC., A  
California Corporation,

Plaintiff,

v.

WESTCHESTER SURPLUS LINES  
INSURANCE COMPANY, a Georgia  
corporation, and ROES 1 through 50,  
inclusive,

Defendants.

AND RELATED CROSS-ACTIONS

CASE NO: 3:10-CV-04611-RS

STIPULATION AND ~~PROPOSED~~  
ORDER FOR DISMISSAL OF CROSS-  
DEFENDANT AMERICAN SAFETY  
INDEMNITY COMPANY

Pursuant to F.R.C.P. 41, Cross-Defendant, American Safety Indemnity Company  
("American"), and Cross-Claimant, Interstate Fire & Casualty Company ("Interstate"), have  
agreed and hereby stipulate to the dismissal of American from Interstate's Cross-Claim, without  
prejudice, subject to said parties' mutual waiver of costs. Said parties request the Court's  
approval and execution of the below proposed order for dismissal.

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1 IT IS SO STIPULATED.

2 WILSON & ELLIN

3  
4 DATE: 6/6/12

By: 

5 Mark W. Peck  
6 Attorneys for Third-Party Defendant and Cross-Claimant  
7 INTERSTATE FIRE & CASUALTY COMPANY  
8 CASUALTY COMPANY

9 LAW OFFICES OF SEMHA ALWAYA

10 DATE: 6/5/12

By: 

11 Semha Alwaya  
12 Attorneys for Cross-Defendant  
13 AMERICAN SAFETY INDEMNITY COMPANY

14 ~~PROPOSED~~ ORDER OF PARTIAL DISMISSAL

15 Having reviewed the above stipulation, the Court orders that Third-Party Defendant and  
16 Cross-Complainant, Interstate Fire & Casualty Company's cross-claim against Cross-Defendant  
17 AMERICAN SAFETY INDEMNITY COMPANY, be dismissed, without prejudice. The  
18 remainder of the cross-claims shall not be changed or impacted by this Order.

19 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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21 United States District Court  
22 District of Northern California

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